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AF/1638  
PATENT  
514413-3550.1**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant : Wolf-Bern Frommer  
 Serial No. : 09/854,774  
 Filed : May 14, 2001  
 For : DNA SEQUENCES FOR AN AMINO ACID TRANSPORTER,  
 PLASMIDS, BACTERIA, YEASTS AND PLANTS  
 CONTAINING A TRANSPORTER AND THEIR USE  
 Examiner : R. Kallis  
 Group Art Unit : 1638

745 Fifth Avenue, New York, NY 10151

**EXPEDITED PROCEDURE**  
**RESPONSE AFTER FINAL ACTION**  
**UNDER 37 C.F.R. 1.116**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop AF Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

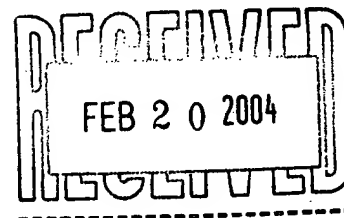
Marilyn Matthes Brogan, Reg. No. 31,223

Name of Applicant, Assignee or Registered Representative

*Marilyn M. Brogan*  
 Signature

February 12, 2004

Date of Signature

**NOTICE OF APPEAL**

**Mail Stop AF**  
 Commissioner for Patents  
 P.O. Box 1450  
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Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the final Office Action dated August 12, 2003, rejecting claims 21-28 and 31-88. A check in the amount of \$330.00 is enclosed to cover the appeal fee required by 35 U.S.C. §41(a)(6) and 37 C.F.R. §1.17(e). Please charge any additional payment or credit any overpayment to Deposit Account No. 50-0320.

02/19/2004 MAHMED1 00000083 09854774

01 FC:1401

330.00 OP

02/19/2004 MAHMED1 00000083 09854774

02 FC:1253

950.00 OP

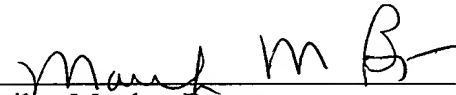
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This Notice is being filed in triplicate, together with a Petition for a three-month extension of time, and a Rule 116 Amendment.

Respectfully submitted,

FROMMER LAWRENCE & HAUG LLP  
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By:

  
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